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In re Application of :
TAUBMAN, David L. *et al* :
Application No.: 10/528,965 :
PCT No.: PCT/AU03/01233 :
Int. Filing Date: 19 September 2003 :
Priority Date: 20 September 2002 :
Attorney's Docket No.: HAK-100-A :
For: METHOD OF SIGNALLING MOTION :
INFORMATION FOR EFFICIENT :
SEALABLE VIDEO COMPRESSION :

DECISION

This application is before the Office of PCT Legal Administration for matters arising under 35 U.S.C. 371.

BACKGROUND

On 18 March 2005, applicants filed papers to enter the national stage of PCT/AU03/01233 using docket number HAK-100-A which was accompanied by, *inter alia*, a preliminary amendment, fees to enter the national stage and authorization to charge any additional fees or credit any fees to Deposit Account No. 25-0115. This application was given U.S. application number 10/528,965.

On 21 March 2005, a duplicate national stage application for PCT/AU03/01233 - 100-A was filed by the same firm. Applicants paid fees in the amount of \$1,160.00 for this application. The U.S. application number was denoted as 10/528,609.

On 13 May 2005, applicants requested to withdraw the duplicate national stage application ("10/528,609") and obtain a refund of all fees paid in the second application.

DISCUSSION

As is evident from the above recited facts, two sets of papers to enter the national stage were submitted for international application PCT/AU03/01233. The end result for an international application designating the United States of America is a single U.S. national stage application.

Therefore, the submission of two sets of national stage papers to enter the United States was improper.

CONCLUSION

Both applications will be merged into one national stage application for PCT/AU03/01233.

Applicants are advised that U.S. application No. 10/528,609 is no longer a valid U.S. National stage application. Applicants must use only U.S. application No. **10/528,965** for all correspondence to the national stage application of PCT/AU03/01233. The attorney docket number is HAK-100-A.

The \$1,160.00 in fees paid in U.S. application No. 10/528,609 have been credited back to Deposit Account No. 25-0115 as requested.

This application is being forwarded to the National Stage Processing Division of the Office of PCT Operations for continued processing.


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